THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.10208 of 1999

Dated : 05.06.2007

Between:

Shanti Alloys Private Limited, Industrial Estate,
Thunukunta, Hindupur, Anantapur District,
represented by its Managing Director
V.H.S.Rehman.

... **PETITIONER**

And:

Senior Accounts Officer, Transmission,
Corporation of Andhra Pradesh Limited,
Anantapur and others.

....**RESPONDENTS**

THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.10208 of 1999

ORDER:

Petitioner-company, which manufactures steel and alloys, was established under small scale sector, with contracted maximum demand (CMD) of 3500 KVA. Thereafter, it gave an application requesting the respondent-authorities to reduce CMD from 3500 KVA to 2000 KVA. Accordingly, the same was approved vide proceedings dated 30.04.1999. As the original CMD was 3500 KVA, initially the petitioner paid an amount of Rs.36,48,300/- and in view of reduction of CMD, it addressed a letter on 26.04.1999 requesting the respondent-authorities to refund the excess amount paid by it, but they neither returned the amount as requested by the petitioner nor adjusted the same towards the monthly consumption charges, however, issued a

demand notice directing the petitioner to pay an amount of Rs.20,62,003/-. Questioning the same, this writ petition is filed.

In the counter filed on behalf of the respondents at para 4, it is stated that the request of the petitioner could not be considered in the review meeting and the same would be considered in the next review of consumption for the period from April 1999 to March 2000.

In the light of the said averment in the counter, this Court is of the view that the request of the petitioner must have been considered by now. However, if the same is not considered, the respondents are hereby directed to consider the same in the next review of consumption and give credit to the additional amount which has been paid by the petitioner at the time of its establishment and adjust the same towards the monthly consumption charges.

The writ petition is accordingly disposed of. There shall be no order as to costs.

_____

05.06.2007

sh